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Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,
Plaintiff,
v.
JOSE GUADALUPE LOPEZ-ZAMORA,
LEONARDO FLORES BELTRAN,
CHRISTIAN ANTHONY ROMERO,
JASON LAMAR LEE,
BAUDELIO VIZCARRA, JR.,
JOAQUIN ALBERTO SOTELO VALDEZ,
RUDI JEAN CARLOS FLORES,
ERIKA GABRIELA ZAMORA ROJO,
ALEJANDRO TELLO,
JAVIER HERNANDEZ, and
JOSE LUIS AGUILAR SAUCEDO,
Defendants.

CASE NO. 2:21-CR-0007-JAM

STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
[PROPOSED] ORDER

DATE: January 25, 2022
TIME: 9:30 a.m.
COURT: Hon. John A. Mendez

STIPULATION

Plaintiff United States of America, by and through its counsel of record, and the above-captioned defendants, by and through their respective counsel of record, hereby stipulate as follows:

1. By previous order, this matter was set for a status hearing on December 9, 2021, before the Honorable Morrison C. England, Jr., and time was excluded through that date under Local Codes T2 and T4. ECF No. 205.

1 2. On November 9, 2021, this case was reassigned to the Honorable John A. Mendez for all
2 further proceedings. The previously scheduled December 9, 2021 status hearing was vacated and the
3 parties were “directed to file documents to reschedule any hearing(s) previously set to the new District
4 Judge.” ECF No. 226.

5 3. By this stipulation, the parties request to set a status hearing for January 25, 2022, and
6 defendants move to exclude time between December 9, 2021, and January 25, 2022, under Local Codes
7 T2 and T4.

8 4. The parties agree and stipulate, and request that the Court find the following:

9 a) The grand jury returned an indictment in this case on January 28, 2021. Fourteen
10 defendants are named in the publicly filed indictment. The names of two additional defendants
11 who have not yet been arrested are redacted from the publicly filed indictment.

12 b) On March 5, 2021, defendant Javier Hernandez made his initial appearance in the
13 case and was arraigned on the Indictment. ECF No. 123.

14 c) On April 13, 2021, defendant Baudelio Vizcarra, Jr. made his initial appearance in
15 the case and was arraigned on the Indictment. ECF No. 137. On May 4, 2021, the Court signed
16 an order substituting attorney Sanjay Sobti as counsel of record for defendant Vizcarra. ECF No.
17 160.

18 d) On May 11, 2021, the Court signed an order substituting attorney Kresta Daly as
19 counsel of record for defendant Christian Romero. ECF No. 162.

20 e) The government has represented that the discovery associated with this case to
21 date includes approximately 7,720 pages of materials, including investigative reports,
22 photographs, search warrant materials, and other documents, as well as voluminous audio and
23 video recordings and approximately 978 recorded phone calls intercepted pursuant to the Title III
24 wiretap in this case. All of this discovery has been either produced directly to counsel and/or
25 made available for inspection and copying.

26 f) Counsel for defendants need additional time to review the voluminous discovery
27 in this case, to conduct independent factual investigation, to research trial and sentencing issues,
28 to consult with their clients, and to otherwise prepare for trial.

1 g) Counsel for defendants believe that failure to grant the above-requested
2 continuance would deny them the reasonable time necessary for effective preparation, taking into
3 account the exercise of due diligence.

4 h) The government does not object to the continuance.

5 i) In addition, this case is “complex” within the meaning of 18 U.S.C.
6 § 3161(h)(7)(A), B(ii) [Local Code T2], as the Court previously found in its February 10, 2021
7 Order (ECF No. 103) and subsequent orders.

8 j) Based on the above-stated findings, the ends of justice served by continuing the
9 case as requested outweigh the interest of the public and the defendant in a trial within the
10 original date prescribed by the Speedy Trial Act.

11 k) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
12 et seq., within which trial must commence, the time period of December 9, 2021 to January 25,
13 2022, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code
14 T4] and 18 U.S.C. § 3161(h)(7)(A), B(ii) [Local Code T2] because it results from a continuance
15 granted by the Court at defendant’s request on the basis of the Court’s finding that the ends of
16 justice served by taking such action outweigh the best interest of the public and the defendant in
17 a speedy trial.

18 5. Nothing in this stipulation and order shall preclude a finding that other provisions of the
19 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
20 must commence.

21 IT IS SO STIPULATED.

1 Dated: November 29, 2021

PHILLIP A. TALBERT
Acting United States Attorney

5 Dated: November 29, 2021

6 /s/ DAVID W. SPENCER
7 DAVID W. SPENCER
8 Assistant United States Attorney

9 Dated: November 29, 2021

10 /s/ Todd D. Leras
11 Todd D. Leras
12 Counsel for Defendant
13 JOSE GUADALUPE LOPEZ-
14 ZAMORA

15 Dated: November 29, 2021

16 /s/ Christopher R. Cosca
17 Christopher R. Cosca
18 Counsel for Defendant
19 LEONARDO FLORES BELTRAN

20 Dated: November 29, 2021

21 /s/ Kresta N. Daly
22 Kresta N. Daly
23 Counsel for Defendant
24 CHRISTIAN ANTHONY ROMERO

25 Dated: November 29, 2021

26 /s/ Olaf W. Hedberg
27 Olaf W. Hedberg
28 Counsel for Defendant
JASON LAMAR LEE

29 Dated: November 29, 2021

30 /s/ Sanjay Sobti
31 Sanjay Sobti
32 Counsel for Defendant
33 BAUDELIO VIZCARRA, JR.

34 Dated: November 29, 2021

35 /s/ Michael D. Long
36 Michael D. Long
37 Counsel for Defendant
38 JOAQUIN ALBERTO SOTELO
39 VALDEZ

40 Dated: November 29, 2021

41 /s/ Tasha P. Chalfant
42 Tasha P. Chalfant
43 Counsel for Defendant
44 RUDI JEAN CARLOS FLORES

1 Dated: November 29, 2021

/s/ Martin Tejeda
Martin Tejeda
Counsel for Defendant
ERIKA GABRIELA ZAMORA ROJO

2 Dated: November 29, 2021

/s/ Michael Jared Favero
Michael Jared Favero
Counsel for Defendant
ALEJANDRO TELLO

3 Dated: November 29, 2021

/s/ Kelly Babineau
Kelly Babineau
Counsel for Defendant
JAVIER HERNANDEZ

4 Dated: November 29, 2021

/s/ Dina L. Santos
Dina L. Santos
Counsel for Defendant
JOSE LUIS AGUILAR SAUCEDO

13 [PROPOSED] FINDINGS AND ORDER

14 IT IS SO FOUND AND ORDERED this ____ day of _____, _____.
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16 _____
17 THE HONORABLE JOHN A. MENDEZ
18 UNITED STATES DISTRICT JUDGE
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